

ITTC Regulatory Plan (Fiscal Year 2013) July 19, 2012

Purpose: The Iowa Telecommunications and Technology Commission (ITTC) is required by Executive Order Number Nine to prepare a regulatory plan listing each regulatory action or potential rule currently under active consideration or development within the ITTC, "excluding those rules that do not have a substantial impact on the legal rights, privileges, or duties of persons" that the ITTC reasonably expects to issue in proposed or final form for Fiscal Year 2002 and annually thereafter. A regulatory plan was submitted on August 1, 2001 and annually thereafter, to the Administrative Rules Coordinator and posted by that date on the Iowa Communications Network's (ICN) website. The ITTC has been notified in writing by the General Counsel, Office of the Governor, that it is not required to provide this plan annually to any other agency. ITTC has sole rule-making authority for Iowa Administrative Code, Section 751.

Statement of ITTC's current regulatory objectives and priorities and how they relate to the obligations imposed on the ITTC by statute and the Governor's priorities.

The ITTC issues only those administrative rules that are authorized by state law and specifically aid in interpreting Chapter 8D and other law in serving the public need. The ITTC was established by Code of Iowa, Chapter 8D, to coordinate communications of state government, effect maximum practical consolidation and joint use of communications services, and manage, develop, operate, and ensure compatibility of the fiber optic network. The ITTC coordinates with and provides services to all authorized users and operates within the Governor's budget and other priorities.

Description of each contemplated regulatory action, including to the extent practicable, alternatives to be considered and a preliminary estimate of the anticipated costs and benefits of the action.

1. An Administrative Rule amendment to update the organizational structure definitions included in 751—1.5.
2. An Administrative Rule amendment to update the definition of a Certified User (751—9.1) to align with HF 254 which removed Independent Colleges and Universities as Certified Users. (Included in last year's report, not completed)
3. An Administrative Rule amendment to update responsibilities of advisory groups to the ITTC to align with the guidelines associated with the allocation of the RTC Appropriation (SF 2313). (751—15.3)

Summary of the legal basis for each action, including whether any aspect of the action is required by statute or court order.

1. The ITTC is permitted by statute to manage, operate, and provide telecommunications services over the fiber optic network.
2. HF 254 as passed and enrolled during the 2011 legislative session.
3. To ensure that the meetings of Advisory Councils, Committees and Groups are open and transparent to the public.

Statement of the need for each such action and, if applicable, how the action will reduce risks to public health, safety, or the environment, as well as how the magnitude of the risk addressed by the action relates to other risks within the jurisdiction of the ITTC.

There is no risk identified to public health, safety, or the environment.

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There is no risk identified to public health, safety, or the environment.

The ITTC's contemplated schedule for action, including a statement of any applicable statutory or judicial deadlines.

The ITTC will be submitting the notice for Administrative Rule changes when it is determined if changes need to be made with the introduction of the new video product.

Action with potential impact upon the ITTC.

Currently there is no known anticipated action with impact upon the ITTC.

The name, address, and telephone number of a person knowledgeable about the contemplated action who the public may contact for additional information about ITTC actions.

Jontell Harris
Iowa Communications Network
400 East 14th Street
Grimes State Office Building
Des Moines, IA 50319

Telephone 877-426-4692 or 515-725-1102

Approved by the Iowa Telecommunications and Technology Commission, July 19, 2012.